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IN THE U.S. PATENT AND TRADEMARK OFFICE

Appl. No. : 10/501,944 ✓
Applicant : Mikka Poikselka, et al.
§371 date : September 21, 2004

Art Unit : 2456 (confirmation no. 8466)
Examiner : Brad McAdams

Docket No. : 701.0227.U1(US)
Customer No. : 29,683

Title : METHOD AND SYSTEM FOR CHANGING A SUBSCRIPTION

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**CONDITIONAL PETITION TO REVIVE
AN UNINTENTIONALLY ABANDONED PATENT APPLICATION**

Sir:

Applicant hereby **CONDITIONALLY** petitions the Commissioner to revive, under 37 CFR § 1.137(b), the above referenced patent application if in fact the US Patent Office considers it may have been unintentionally abandoned. There is no indication at this time that the US Patent Office considers that the subject application has become abandoned.

The following facts set forth the circumstances of this conditional petition.

- The Notice of Allowance dated May 21, 2012 (copy attached as Exhibit A) set a fee payment due date of August 21, 2012.
- Our letter dated Aug 22, 2012 (submitted Aug 23, 2012, copy attached as Exhibit B) paid the issue and publication fees and indicated the US Patent Office had been previously authorized to debit our Deposit Account for any required fees.

09/26/2012 SDIRETA1 00000003 501924 10501944
01 FC:1453 1860.00 DA

- The EFS Acknowledgement Receipt (copy attached as Exhibit C) to the above letter indicates that the requisite amount of \$2040 was debited from our Deposit Account on August 23, 2012.
- In response to a telephone request on September 11, 2012 from Examiner Diane Terry at the US Patent Office, we submitted via fax the Issue Fee Transmittal which we had previously not submitted.

CONDITIONAL PETITION

If in review of the above facts the US Patent Office considers that the subject application has become abandoned after August 21, 2012 under 37 CFR 1.135(a) and MPEP 711.03(c) Part II (A)(1), or under any other provision, the Applicants hereby petition under 35 USC 41 (a)(7) for revival of the subject application as having been unintentionally abandoned. In this eventuality the Applicants submit the following in satisfaction of the requirements set forth at 37 CFR § 1.137(b) for a grantable petition:

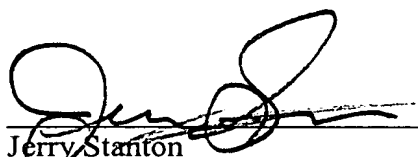
- The required reply has been satisfied by payment of the publication and issue fees on August 23, 2012 (see exhibit B)
- The US Patent Office is authorized to debit our Deposit Account 50-1924 in the amount of \$1,860 which is the Petition fee set forth in 37 CFR 1.17(m), or other such amount as may be required for this petition;
- The undersigned representative hereby states on behalf of the Applicants that the entire delay from the fee due date of August 21, 2012, until the fee was paid on August 23, 2012, and also until the date this Conditional Petition was submitted, was unintentional.
- No terminal disclaimer is seen due since the subject application is neither an application for a design or plant patent, nor a continuing application, nor a utility application filed before June 8, 1995; see 37 CFR §1.137(d).

The purpose of this conditional petition is to perfect any patent that may be granted from this application against any possible post-grant claims of abandonment following the Notice of Allowance.

Appl. No. 10/501,944
Art Unit 2456: confirmation no. 8466

If instead the US Patent Office considers that in view of the issue fee having been paid and accepted the subject application has NOT become abandoned, please disregard this Conditional Petition as unnecessary but retain this submission in the prosecution history to insulate any patent that may be granted from this application against any possible post-grant claims of abandonment following the Notice of Allowance

Respectfully submitted:



Jerry Stanton
Reg. No.: 46,008

Sep 19, 2012
Date


Customer No.: 29,683
HARRINGTON & SMITH, Attorneys at Law, LLC
4 Research Drive
Shelton, CT 06484-6212

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Sept. 19, 2012
Date



Name of person making deposit



UNITED STATES PATENT AND TRADEMARK OFFICE

Exhibit A

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov



10948 05/21/2012
Harrington & Smith, Attorneys At Law, LLC
4 Research Drive, Suite 202
Shelton, CT 06484

NOTICE OF ALLOWANCE AND FEE(S) DUE

MAY 23 2012

US ACTION

DUE DATE 8-21-12

PAPER DATED 5-21-12

OA _____ FINAL _____

MSG PT _____ DWG _____

APPEAL _____ ISSUE FEE _____

OTHER _____

EXAMINER

MCADAMS, BRAD

ART UNIT

PAPER NUMBER

2456

DATE MAILED: 05/21/2012

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/501,944

07/21/2004

Mikka Poikselka

800.0227.U1(US)

8466

TITLE OF INVENTION: METHOD AND SYSTEM FOR CHANGING A SUBSCRIPTION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1740	\$300	\$0	\$2040	08/21/2012

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.



Exhibit B

IN THE U.S. PATENT AND TRADEMARK OFFICE

Appl. No. : 10/501,944
Applicant : Mikka Poikselka, et al.
§371 date : September 21, 2004

Art Unit : 2456 (confirmation no. 8466)
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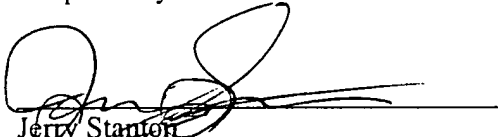
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ISSUE FEE PAYMENT

Sir:

The PTOL-85 Notice of Allowance and Fee(s) Due is dated May 21, 2012. The undersigned representative has previously authorized the US Patent Office to debit our Deposit Account No. 50-1924 for any required fees in this application. In the event the Patent Office has not debited that account for the required issue and publication fees, this paper makes the requisite payment. We hereby authorize the US Patent Office to debit our Deposit Account for any further fees that may be due.

Respectfully submitted:


Jerry Stanton
Reg. No.: 46,008

Aug 22, 2012
Date

Customer No.: 29,683
HARRINGTON & SMITH, Attorneys at Law, LLC
4 Research Drive
Shelton, CT 06484-6212

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Facsimile: (203) 944-0245
Email: jstanton@hspatent.com

Electronic Acknowledgement Receipt

Exhibit C


EFS ID:	13567774
Application Number:	10501944
International Application Number:	
Confirmation Number:	8466
Title of Invention:	METHOD AND SYSTEM FOR CHANGING A SUBSCRIPTION
First Named Inventor/Applicant Name:	Mikka Poikselka
Customer Number:	10948
Filer:	Mark F. Harrington
Filer Authorized By:	
Attorney Docket Number:	701.0227.U1(US)
Receipt Date:	23-AUG-2012
Filing Date:	21-JUL-2004
Time Stamp:	10:24:31
Application Type:	U.S. National Stage under 35 USC 371

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	\$2040
RAM confirmation Number	9970
Deposit Account	501924
Authorized User	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
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1	Issue Fee Payment (85B)	IssueFeePayment.pdf	 31676 d3fea9253bd66d293c51539861287811f3f81bc3	no	1
Warnings:					
Information:					
2	Fee Worksheet (SB06)	fee-info.pdf	31969 5db5c5e31a70aaef4551387c3107795c48d4da24	no	2
Warnings:					
Information:					
Total Files Size (in bytes):					63645
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					